



TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT

Docket Number (Optional)
29250-000203/US/COA

In re Application of: Douglas H. ROLLENDER

Application No. 10/602,588

Filed: June 25, 2003

For: METHOD FOR TRANSFERRING DATA

Alcatel-Lucent (hereinafter "the Owner")

- ☐ residing at 600 Mountain Rd, Murray Hill, NJ 07949-0636,,
☒ a corporation of the State of Delaware having a principal place of business at 600 Mountain Road, Murray Hill, NJ 07949-0636,
☐ a university having an address of

represents that it is the true owner of the entire interest of U.S. patent Application No. 10/602,588, filed on 06/23/03, for "METHOD FOR TRANSFERRING DATA" (hereinafter "instant application") by virtue of and as evidenced by an Assignment recorded at the United States Patent and Trademark Office at Reel 9813, Frame(s) 0526.

The owner*, Lucent Technologies Inc., now named Alcatel-Lucent of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of U.S. Patent Nos. 6,810,261, 6,748,227, and 6,603,974 (collectively referred to as "related patents"). The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the related patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

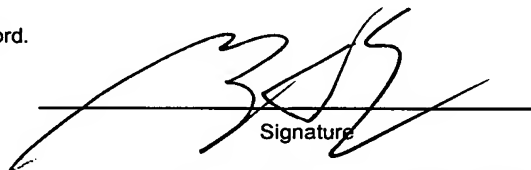
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the related patents, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney of record.


 Signature

03/12/08

Date

Gary D. Yacura Reg. No. 35,416

Typed or printed name

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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